

KENDYL A. ROMÁN

AREA OF EXPERTISE

Intellectual Property

Federal Special Master. Court appointed expert. Patents, Trade secrets, Copyright, Computer Data Recovery and Analysis. Forensic Computer Scientist/Expert. Consulting and testifying experience.

Object Oriented Programming Languages

Java, C++, C#, Visual Basic, ruby, perl, JavaScript, XML, XAML, Delphi, Python, Apple Media Language, Mentor AMPLE, Lisp, NewtonScript, PenBasic, Dylan, MacApp.

Traditional Programming Languages

C, perl, Assembly (680x0, 80x86, VAX, Nova, DEC-10, IBM 3x0), RISC Assembly (PowerPC, SPARC, MIPS, HP Precision Architecture), ABAP, COBOL, PL/I, PL/X, SAS, Pascal, Lua, APL, Forth, Lisp, Basic, JCL, awk.

Web Frameworks

HTML, XHTML, CSS, Ruby on Rails, Resque, PHP, CSLA, PEAR, CEP, Django, Flask, REDIS, jQuery, AJAX, JSON, SQLAlchemy.

Computer Software

Microsoft Windows NT/95/98/2000/XP/Vista/7, MS/DOS, UNIX Internals and Utilities (Linux, MacOS X, FreeBSD, SunOS, Solaris, MIPS, HP-UX, A/UX, Berkeley, AT&T, AIX, Amdahl UTS, SCO, POSIX, OSF), IBM MVS/TSO/ISPF, IBM VM/CMS, SQL Relational Database Systems (Oracle, SAP, SQL Server, Access, FoxPro, FoxBase, ingres, postgres, Progress, System-R), SAP, FileMaker Pro, X-Windows (X11, motif, MacX, HP VUE, OpenLook), Delphi, dBase, Visual Studio, QA Partner/Silk, PenPoint, Macintosh Programmers Workbench, Macintosh Internals, HyperCard, Multimedia (Real Networks, Windows Media, QuickTime, Apple Media Tool, Premiere, Photoshop, Illustrator, Director, Flash, MediaTracks, SoundEdit), Documentation (FrameMaker, MS Word, MacWrite II), IBM PC/AT BIOS, Windows for Pens, Dialogic Toolkit & OS, HP 3000 MPE & MPE/XL, Mentor Graphics & Daisy Systems.

Computer Hardware

IBM PC and Wintel compatibles, HP Precision Architecture HP9000/300's; 400's; 700's; & 800's—HP3000/900, VAX 11/780, IBM 360, 370 & 4300, Apple Macintosh (all models since 1984), Firewire IEEE 1394, USB, Apple LaserWriter, Scanner, CD-ROM, CD and DVD Recorder, SGI (MIPS) Systems, Sun SPARC & 386i, Daisy, NCR NotePad, Apple II, DEC-10, NOVA.

Computer Forensics Tools

Guidance Software's EnCase, Image MASter Solo2
Forensics/Professional & Secure Hash Signature Generator (MD5,
CRC32 Hashes), DriveImage, Ghost.

LITIGATION SUPPORT

- Orrick, Herrington, & Sutcliffe, New York, NY 1999-2002
Project: Software expertise and code analysis: copyright/trade secrets.
Two related cases, testifying expert in second case.
Tradescape.com, Inc., et al. v. Shivaram, et al.
- Hale & Dorr, LLP, Boston, MA 1999
Project: Patent prior art search and analysis (Internet eCommerce).
BroadVision, Inc. v. Art Technology Group
- Russo & Hale, LLP, Palo Alto, CA 1999
Project: Patent prior art analysis and expert report (Interactive TV).
John Berman v. Wink Communications, Inc.
- Evers & Hendrickson, LLP, San Francisco, CA 2000
Project: Patent prior art analysis.
- Orrick, Herrington, & Sutcliffe, New York, NY 2000
Project: Database and eCommerce software expertise and code analysis in
copyright/trade secret case.
RIA Telecommunications v. DollarsDirect.com, et al.
- Zelle, Hofmann, Voelbel & Gette, Dallas, TX 2000-2001
Project: Database and Internet patent case. Prior art, Markman hearing,
infringement analysis, etc. Konrad v. General Motors, et al.
- Superior Court of California, Santa Clara County 2000-2001
Project: Court appointed expert in software trade secret case.
Aspect Communications Corporation v. eConvergent, Inc., et al.
- Quadros & Johnson, Santa Clara County, CA 2000-2001
Project: Trial testimony regarding Internet video, chat, database, and
email software and server hardware.
Hype Media, Inc. v. Anthony Siress & Lestat, Inc. (and cross action)
- BakerBotts, New York, NY 2001-2002
Project: Claim interpretation and infringement testifying expert in
Internet/TV patent case. Markman testimony.
ACTV, Inc. and HyperTV Networks, Inc. v. The Walt Disney Co., ABC,
Inc. and ESPN, Inc.
- Tom Casazza, Napa County, CA 2001-2002
Project: Data recovery, embezzlement analysis, Internet, pornography.
Contempt hearing testimony.
Laguna Hermosa Corporation v. Clarence White, et al.

- Gibbons, Del Deo, Dolan, Griffinger & Vecchione, New York, NY 2002-2003
Project: Patent infringement declaration regarding Firewire IEEE 1394. Dynacore Holdings, et al. v. U.S. Philips Corporation, et al. and Dynacore Holdings, et al. v. Sony Electronics Inc., et al.
- Epstein Becker & Green, New York, NY 2002
Project: Video compression and Internet transmission analysis & report. On2.com Inc. v. Ecoin Co., Ltd.
- HS Law Group, San Jose, CA 2002
Project: Forensic data recovery and Internet email analysis. Seema Chawla v. Alphasoft Services Corporation, et al.
- Adams, Coogler, Watson & Merkel, West Palm Beach, FL 2002-2003
Project: Analysis of medical communication system in wrongful death. Deposition. Rubin v. Bethesda Memorial Hospital et al.
- Friedman, Peterson, Stroffe & Gerard, Irvine, CA 2002-2003
Project: Design patent prior art search and invalidity declaration. Turn-Luckily Intl, Inc. v. Fry's Electronics, Inc.
- Superior Court of California, Santa Clara County 2003-2004
Project: Court appointed expert for computer drive analysis (financial/pornography). Ribeiro v. Weichselbaumer
- Naval Legal Service (JAG), Pearl Harbor, HI 2003
Project: Testified as Computer Forensic Expert in Brady Hearing and General Court-Martial (Internet/child pornography). United States v. Alec Schultz
- Foley & Lardner, Milwaukee, WI 2003
Project: Patent infringement analysis/report and invalidity rebuttal regarding electronic vehicle compasses and mirrors. Donnelly Corporation v. Johnson Controls (cross action)
- Hunton & Williams, Washington, DC 2003
Project: Reexamination Prior Art Declaration under 37 C.F.R. § 1.132. In re U.S. Patent No. 6,279,033 (Microstrategy, Inc.)
- Kirkland & Ellis, Washington, DC 2003
Project: Federal Circuit Appeal: Judges Linn, Plager, Friedman. ACTV, Inc. and HyperTV Networks, Inc. v. The Walt Disney Co., ABC, Inc. and ESPN, Inc.
- Plant, Christensen & Kanell, Salt Lake City UT 2003-2005
Project: Analysis of computer system, failure data, and surveillance video in data center fire suppression incident. Safeway, Inc. v. Consonus, Inc. et al.
- Knopik Varner Moore, Tampa, FL 2004
Project: Retained to Plaintiff after deposition and settlement with Dr. Fisher. Rubin v. Bethesda Memorial Hospital et al.

Skadden, Arps, Slate, Meagher & Flom, Washington, D.C. 2003-2004
Project: Analysis of over two million lines of source code regarding trade secret misappropriation arbitration in Atlanta. CAPS Logistics, Inc. v. Ratliff, et al.

Fenwick & West LLP, Silicon Valley, CA 2004-2005
Project: Mainframe software trade secret/copyright infringement. Compuware Corporation v. International Business Machines Corp. (IBM)

Pillsbury Winthrop LLP, Fort Worth, TX 2004-2005
Project: Copyright/trade secret/license defense in database conversion. Wayne Fowler v. Bell Helicopter Textron, Inc.

Simpson Thacher & Bartlett LLP, Palo Alto, CA 2004
Project: Patent validity and infringement: Internet videoconferencing. Collaboration Properties, Inc. (Avistar) v. Polycom, Inc.

BakerBotts, New York, NY 2004-2005
Project: Patent invalidity regarding Internet pay-per-click advertising Overture Services, Inc. (Yahoo) v. FindWhat.com, Inc.

Pritchard and Kay, San Jose, CA 2004-2005
Project: AAA testimony regarding auto dealership computer system. Universal Computer Services, Inc. et al. v. Roulette Dealership

DLA Piper Rudnick Gray Cary LLP (formerly Gray Cary Ware & Freidenrich), Palo Alto, CA 2004-2005
Project: Patent invalidity: keyboard control of CD audio. ITC Investigation No. 337-TA-519 (Gateway v. Hewlett-Packard)

California Department of the Youth Authority, Sacramento, CA 2005
Project: Forensic video analysis and administrative hearing testimony. N.A. Chaderjian Youth Correctional Facility—Use of Force Appeal

Wilson, Sonsini, Goodrich & Rosati, Palo Alto, CA 2005
Project: Patent invalidity/non-infringement: Data-driven multimedia Datamize v. Fidelity, Scottrade, Interactive Brokers Group, et al.

Greenberg Traurig LLP, Denver, CO 2005-2006
Project: Patent interpretation/invalidity/non-infringement: FDC chips Phillip M. Adams, et al. v. Gateway

Law Offices of Dan MacGuire, Davis, CA—Law Offices of Donald J. DeShaw, Sacramento, CA 2005-2006
Project: Software/hardware copyright/trade secrets: Ophthalmic imaging Ophthalmic Imaging Systems v. Mark Fukuhara, et al.

Russ, August, & Kabat, Los Angeles, CA 2005-2006
Project: Trade secrets and defamation defense: Video game enhancement Electro Source, LLC. v. Fire Intl' Ltd. Inc, et al.

Simpson Thacher & Bartlett LLP, Palo Alto, CA 2005-2007
Project: Patent validity and infringement: Internet videoconferencing. Collaboration Properties, Inc. v. Tandberg, Inc. & Tandberg ASA

Pillsbury Winthrop LLP, Palo Alto, CA 2006-2007
Project: Copyright/trade secret video compression/pattern recognition. eTrepid Technologies LLC v. Dennis Montgomery

- California Department of Personnel Administration, Sacramento, CA 2006
Project: Forensic video analysis, videogrammetry, and photogrammetry.
Chaderjian Youth Correctional Facility—Civil Case Defense
- Law Offices of Owen P. Rafferty, Los Angeles, CA 2006
Project: Forensic surveillance video analysis and photogrammetry.
People v. Michael Gralapp
- Greenberg Traurig LLP, Denver, CO 2006-2007
Project: Patent scope/interpretation/invalidity/non-infringement:
Vehicle bus interface. Markman and jury trial testimony.
Omega Patents, LLC v. Directed Electronics, Inc.
- Fish & Richardson P.C., Washington, D.C. 2006-2007
Project: Patents: online advertising and electronic catalogs.
International Business Machines Corp. (IBM) v. Amazon.com, Inc.
- Townsend and Townsend and Crew, LLP, San Francisco, CA 2007
Project: Patents: container terminal database systems including image
processing, crane controllers, GPS, and wireless networking.
APS Technology Group, Inc. v. Paceco Corporation
- James E Carty III, P.C. New York, NY (and NJ) 2007-2010
Project: Patents: employee tracking database systems with telephone
verification
Infocrossing, Inc. v. Sandata Technologies, Inc.
- Bohm, Matsen, Kegel & Aguilera, LLP, Costa Mesa, CA 2007
Project: Enterprise networked database and ERP system (contract terms).
QAD Inc. v. Ingersoll-Rand Company
- Heller Ehrman, LLP, San Francisco, CA & Quinn Emanuel, Redwood Shores, CA 2007-2008
Project: Patents prior art research, system reconstruction, & analysis
Disk Link Corporation v. H&R Block Digital Tax Solutions, et al.
- Heller Ehrman, LLP, Menlo Park, CA 2007-2008
Project: Patents: targeted Internet advertising based on profile
ValueClick, Inc. v. Revenue Science, Inc.
- Terran Steinhart, Esq., Los Angeles, CA 2009
Project: Testimony regarding Computer Adaptive Testing (CAT) security
Board of Nursing v. Thelma Macabeo
- William Campisis, Berkeley, CA 2009
Project: Analysis of computer medical records system.
Nader v. Kaiser
- Capshaw DeRieux, Longview, TX; Vanek Vickers & Masini, Chicago, IL; Watson Rounds 2009-2011
Project: Patents: network devices including firewalls
GraphOn Corporation v. Juniper Networks, Inc.
- Laminack, Pirtle & Martines LLP; Matthews, Lawson & Bowick, PLLC, both of Houston, TX 2009-2012
Project: Trade secret & patent: Automated end-to-end Purchase to Pay
Wellogix, Inc. v. BP America, Inc. et al. (Arbitration)
Wellogix, Inc. v. Accenture et al. (Jury Trial)
SAP v. Wellogix, Inc.

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.